

HOUSE BILL NO. 5689

April 25, 2024, Introduced by Reps. O'Neal, Neeley, Dievendorf, Brenda Carter, Rheingans, Wilson, MacDonell, Brabec, Tsernoglou, Rogers, Hood, Price, Andrews, Grant, McKinney and Scott and referred to the Committee on Criminal Justice.

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 857, 1301a, 1304a, 1307a, 1326, 1332, 1334, 1343, 1344, 1345, 1346, 1371, and 1372 (MCL 600.857, 600.1301a, 600.1304a, 600.1307a, 600.1326, 600.1332, 600.1334, 600.1343, 600.1344, 600.1345, 600.1346, 600.1371, and 600.1372), sections 1301a, 1304a, 1326, 1332, 1334, 1343, 1345, 1346, and 1372 as amended by 2004 PA 12, section 1307a as amended by 2023 PA 308, section 1344 as amended by 2017 PA 51, and by adding sections 1306 and 1307; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 857. (1) If a party to a proceeding in the probate court
2 would have had a right before January 1, 1971 to demand a jury to
3 determine a particular issue of fact in the circuit court upon a de
4 novo appeal from that proceeding to the circuit court, that party
5 shall on and after January 1, 1971 have the right to demand a jury
6 to determine that issue of fact in the probate court proceeding.

7 (2) When a jury is demanded pursuant to law in a proceeding in
8 the probate court, the jury ~~shall be~~**is** summoned and selected in
9 accordance with ~~sections 1301 to 1354.~~**this act.** With respect to
10 jurors, ~~any an~~ examination, challenge, replacement, oath, or other
11 practice ~~which that~~ is not governed by ~~the provisions of sections~~
12 ~~1301 to 1354 shall be~~**this act is** governed by rules adopted by the
13 supreme court.

14 (3) If a jury trial is demanded in ~~any a~~ proceeding by a party
15 ~~having that has~~ a right to have a jury determine an issue, the
16 demanding party shall pay ~~into the~~ court a jury fee in an amount
17 equal to the jury fee required in the circuit court in the same
18 county but not to exceed \$30.00. ~~, which~~**The jury fee shall be is**
19 paid to the county treasurer for deposit in the general fund of the
20 county. A jury fee ~~shall is~~ not ~~be~~ required from a party demanding
21 a jury trial in the juvenile division of the probate court or under
22 ~~Act No. 258 of the Public Acts of 1974, as amended, being sections~~
23 ~~330.1001 to 330.2106 of the Michigan Compiled Laws.~~**the mental**
24 **health code, 1974 PA 258, MCL 330.1001 to 330.2106.**

25 Sec. 1301a. (1) ~~Except as provided in subsection (2), this~~
26 **This** chapter governs the selection of juries in the following
27 courts:

28 (a) Circuit court.

1 (b) Probate court.

2 (c) District court.

3 **(d) Municipal court.**

4 (2) ~~Sections 1310, 1311, 1312, 1321(1), 1322, 1323, 1330,~~
5 ~~1338, and 1343 do not apply to a court that adopts a method of jury~~
6 ~~selection described in section 1371.~~ **As designated by the chief**
7 **judge of the circuit court, only the circuit court administrator or**
8 **the clerk of the circuit court may determine if an individual meets**
9 **the qualifications to be a potential juror in a county.**

10 Sec. 1304a. ~~(1) The jury board~~ **A court or clerk of the court**
11 **may use a computerized, electronic, and or mechanical devices**
12 **process within jury management software or other software in**
13 **carrying out its duties under this chapter.**

14 ~~(2) The jury board may use the historic method of preparing~~
15 ~~separate slips of paper for the second jury list and drawing slips~~
16 ~~from a jury board box to determine a panel or array of jurors.~~

17 **Sec. 1306. (1) The state court administrative office, under**
18 **the supervision and direction of the supreme court, shall**
19 **promulgate rules to implement this section, including, but not**
20 **limited to, providing consistent policies, practices, and**
21 **procedures relating to the provision of jury pool lists. The rules**
22 **must make allowance, as necessary, for a court that adopts a 1 day,**
23 **1 trial jury system as defined in section 1371.**

24 **(2) The state court administrative office, under the**
25 **supervision and direction of the supreme court, shall create and**
26 **implement a jury selection program in accordance with this chapter**
27 **and court rules.**

28 **(3) The state court administrative office, under the**
29 **supervision and direction of the supreme court, shall compile a**

1 first jury list of individuals who reside in each jurisdiction to
2 serve as potential jurors under this chapter from the driver
3 license and state personal identification cardholder list of names
4 received from the secretary of state.

5 (4) Each year before April 15, the secretary of state shall
6 transmit to the state court administrative office at no cost a
7 randomized full, current, and accurate copy of a list that combines
8 the driver license list and state personal identification
9 cardholder list of the name, address, and date of birth of
10 individuals residing in each jurisdiction. Upon request, the
11 secretary of state shall furnish additional lists to any federal,
12 state, or local governmental agency, other than the clerk of each
13 county, for the purpose of jury selection. An agency that requests
14 and receives a list shall reimburse the secretary of state for
15 actual costs incurred in the preparation and transmittal of the
16 list and all reimbursements must be deposited in the state general
17 fund. If an agency uses computerized, electronic, or mechanical
18 devices to carry out its duties, the agency may request and receive
19 a copy of the combined driver license and personal identification
20 cardholder list on any electronically produced medium as required
21 by the secretary of state. The secretary of state shall create and
22 use standard size, format, and content of media utilized
23 specifications to transmit information used for jury selection.

24 (5) The state court administrative office, under the
25 supervision and direction of the supreme court, shall
26 electronically transmit the first jury list to the clerk of the
27 court of record or municipal court.

28 (6) The state court administrative office, under the
29 supervision and direction of the supreme court, shall repeat the

1 first jury list process under this section as necessary if
2 additional jurors are required.

3 (7) The state court administrative office, under the
4 supervision and direction of the supreme court, shall create a
5 standard juror qualifications questionnaire to be used by either
6 the circuit court administrator or the clerk of the circuit court.
7 The standard juror qualifications questionnaire must contain blanks
8 for the following information:

9 (a) A juror's personal information, including, but not limited
10 to, phone number, race, and ethnicity.

11 (b) The juror's qualifications for, and exemptions from, jury
12 service, as applicable.

13 Sec. 1307. (1) The circuit court administrator or the clerk of
14 the circuit court shall receive the first jury list provided by the
15 state court administrative office under section 1306 and remove
16 from the list the individuals who served as a petit or grand juror
17 in that jurisdiction within the last year. If the names are not to
18 be immediately used, the names must be protected or sealed and
19 remain in the custody of the circuit court administrator or the
20 clerk of the circuit court until additional names are needed or
21 until ordered to be released by the chief judge.

22 (2) On or before May 1, the chief judge of the circuit court
23 shall receive from the chief judge of each court of record and any
24 municipal courts in the circuit an estimate of the number of jurors
25 who will be needed by the court for a 1-year period beginning
26 September 1 of that year. The estimate must be submitted in writing
27 and delivered to the circuit court administrator or the clerk of
28 the circuit court, as designated by the chief judge.

29 (3) The circuit court administrator or the clerk of the

1 circuit court shall randomly select individuals from the first jury
2 list as needed to ensure sufficient potential jurors. The circuit
3 court administrator or the clerk of the circuit court shall
4 concurrently send by ordinary mail or personal service the standard
5 juror qualifications questionnaire created in section 1306 and a
6 summons to individuals selected in accordance with section 1332. If
7 the trial court determines that a supplemental juror qualifications
8 questionnaire is necessary, the circuit court administrator or the
9 clerk of the circuit court may include the supplemental juror
10 qualifications questionnaire in the summons sent to the selected
11 individuals or mail the supplemental juror qualifications
12 questionnaire individually. An individual shall complete and return
13 a questionnaire that was sent under this subsection to the circuit
14 court administrator or the clerk of the circuit court not later
15 than 10 days after the questionnaire is received. All juror
16 qualifications questionnaires must be kept on file by the clerk of
17 the court for 3 years, but the chief circuit judge may order the
18 juror qualifications questionnaires to be kept on file for a longer
19 period.

20 (4) The circuit court administrator or the clerk of the
21 circuit court shall provide annual reports to the state court
22 administrative office as required by the supreme court. The state
23 court administrative office, under the supervision and direction of
24 the supreme court, shall develop and adopt rules regarding the
25 contents of the annual reports and determine access to the annual
26 reports data for research and litigation purposes. In addition to
27 the information required for the annual reports, the circuit court
28 administrator or the clerk of the circuit court of record shall
29 collect and record of all of the following information:

1 (a) The name of an individual who does not return the juror
2 qualifications questionnaire.

3 (b) The name of an individual who is disqualified from jury
4 service based on the individual's juror qualifications
5 questionnaire responses.

6 (c) The name of an individual examined under subsection (6)
7 and a record of the individual's qualifications to serve as a
8 juror.

9 (d) The name of an individual excused from service under
10 subsection (7).

11 (e) For an individual examined on a jury panel, all of the
12 following, if applicable:

13 (i) The case name and number.

14 (ii) The name of an individual removed from a jury panel for
15 cause by a judge.

16 (iii) The name of an individual removed from a jury panel by
17 peremptory challenge.

18 (iv) If a party challenged the validity of an individual's
19 removal from the jury by peremptory challenge.

20 (f) The name of an individual who was selected to serve on the
21 jury or as an alternate juror.

22 (5) On the basis of the answers to the juror qualifications
23 questionnaire, the circuit court administrator or the clerk of the
24 circuit court may excuse from service an individual who claims
25 exemption and gives satisfactory proof of the right to an exemption
26 and an individual who is not qualified for jury service. The
27 circuit court administrator or the clerk of the circuit court may
28 investigate the accuracy of the answers to a juror qualifications
29 questionnaire and may call on law enforcement agencies for

1 assistance in the investigation.

2 (6) The chief circuit judge, or the clerk of the court, may
3 require an individual to appear before the circuit court at a
4 specified time to testify under oath or affirmation concerning the
5 individual's qualifications to serve as a juror, in addition to
6 completing the juror qualifications questionnaire. Notice must be
7 given, personally or by mail, to an individual not less than 7 days
8 before the individual is required to appear before the circuit
9 court. The circuit court shall hold evening sessions as necessary
10 to examine prospective jurors who are unable to attend at other
11 times. A clerk of the court may administer an oath or affirmation
12 in relation to the examination of a matter in this chapter.

13 (7) If a prospective juror without legal disqualification or
14 exemption applies to the clerk of a court of record or municipal
15 court to be excused from jury service, the clerk may, with the
16 written approval of the chief circuit judge, excuse the prospective
17 juror if it appears that the interests of the public or of the
18 prospective juror will be materially injured by the prospective
19 juror's attendance or if the health of the prospective juror or
20 that of a member of the prospective juror's family requires the
21 prospective juror's absence from court.

22 (8) If an individual who was selected for jury service is
23 deceased, the name of that individual must be removed from the
24 first jury list and that fact may be forwarded to the local clerk.

25 (9) The trial judge, in the trial judge's discretion, may
26 grant a deferral of jury service to an individual if the individual
27 claims that serving on the date the individual is called creates a
28 hardship. If the trial judge grants a deferral, the individual must
29 be rescheduled by the court to serve on a future date. The circuit

1 court administrator or clerk of the court may also reschedule a
2 prospective juror with written permission of the chief judge.

3 (10) Upon the order of the chief circuit judge, jury panels or
4 parts of jury panels selected for any court in the county may be
5 used for jury selection in any court of record or municipal court
6 in the county, if jurors on the panel or part of a panel selected
7 are otherwise eligible to serve as jurors in the particular court.

8 (11) The circuit court administrator or clerk of the circuit
9 court shall make and transmit to the district court a list of
10 prospective jurors segregated by the geographical area of the
11 jurisdiction of each district court district.

12 (12) If a city located in more than 1 county is placed
13 entirely within a single district of the district court under
14 chapter 81, the state court administrative office, under the
15 supervision and direction of the supreme court, by rule shall
16 specify the procedure for compiling the jury list for that district
17 court district so that it includes the names and addresses of
18 residents from the parts of the counties that comprise that
19 district.

20 (13) Except as otherwise provided in this subsection, the
21 judges of each circuit court may establish rules, not inconsistent
22 with this chapter, necessary to carry out and ensure the proper
23 selection of jurors. A court that adopts a 1 day, 1 trial jury
24 system as that term is defined in section 1371 may establish rules
25 inconsistent with this chapter only as necessary to select jurors
26 in accordance with sections 1371 and 1372.

27 Sec. 1307a. (1) To qualify as a juror, an individual must meet
28 all of the following criteria:

29 (a) Be a citizen of the United States, 18 years of age or

1 older, and a resident in the county for which the individual is
2 selected, and in the case of a district court in districts of the
3 second and third class, be a resident of the district.

4 (b) Be able to communicate in the English language.

5 (c) Be physically and mentally able to carry out the functions
6 of a juror. Temporary inability must not be considered a
7 disqualification.

8 (d) Not have served as a petit or grand juror in a court of
9 record during the preceding 12 months.

10 (e) Not have been convicted of a felony.

11 (2) An individual more than 70 years of age may claim
12 exemption from jury service and must be exempt upon making the
13 request.

14 (3) An individual who is a nursing mother may claim exemption
15 from jury service for the period during which she is nursing her
16 child and must be exempt upon making the request if she provides a
17 letter from a physician, a lactation consultant, or a certified
18 nurse midwife verifying that she is a nursing mother.

19 (4) An individual who is a participant in the address
20 confidentiality program created under the address confidentiality
21 program act, 2020 PA 301, MCL 780.851 to 780.873, may claim
22 exemption from jury service for the period during which the
23 individual is a program participant. To obtain an exemption under
24 this subsection, the individual must provide the participation card
25 issued by the department of attorney general upon the individual's
26 certification as a program participant to the court as evidence
27 that the individual is a current participant in the address
28 confidentiality program.

29 (5) An individual who is a service member of the United States

1 Armed Forces may claim exemption from jury service for the period
2 during which the individual is on active duty and must be exempt
3 upon making the request of the court and providing a copy of the
4 service member's orders.

5 (6) An individual who is the spouse of a service member of the
6 United States Armed Forces may claim exemption from jury service
7 for the period during which the individual resides outside of this
8 state or the United States due to the service member's active duty
9 status. The spouse under this section must be exempt upon making
10 the request of the court and providing a copy of the service
11 member's orders.

12 (7) For the purposes of this section and sections 1371 ~~to~~
13 ~~1376,~~ **and 1372**, an individual has served as a juror if that
14 individual has been paid for jury service.

15 (8) As used in this section:

16 (a) "Certified nurse midwife" means an individual licensed as
17 a registered professional nurse under article 15 of the public
18 health code, 1978 PA 368, MCL 333.16101 to 333.18838, who has been
19 issued a specialty certification in the practice of nurse midwifery
20 by the board of nursing under section 17210 of the public health
21 code, 1978 PA 368, MCL 333.17210.

22 (b) "Felony" means a violation of a penal law of this state,
23 another state, or the United States for which the offender, upon
24 conviction, may be punished by death or by imprisonment for more
25 than 1 year or an offense expressly designated by law to be a
26 felony.

27 (c) "Lactation consultant" means a lactation consultant
28 certified by the International Board of Lactation Consultant
29 Examiners.

1 (d) "Physician" means an individual licensed by the state to
2 engage in the practice of medicine or osteopathic medicine and
3 surgery under article 15 of the public health code, 1978 PA 368,
4 MCL 333.16101 to 333.18838.

5 Sec. 1326. If a grand jury is ordered by the court, or
6 required by statute, the ~~board-trial court~~ shall select ~~the names~~
7 ~~of a sufficient number of persons, as determined by the chief~~
8 ~~circuit judge, individuals~~ to serve as grand jurors in accordance
9 with the provisions of section 11 of chapter VII of the code of
10 criminal procedure, 1927 PA 175, MCL 767.11. The ~~names shall~~
11 **individuals must** be selected in the same manner and from the same
12 source as petit jurors. The term of service of grand jurors ~~shall~~
13 ~~be as is~~ prescribed ~~by~~ **under** section 7a of chapter VII of the code
14 of criminal procedure, 1927 PA 175, MCL 767.7a.

15 Sec. 1332. The **circuit court administrator, the clerk of the**
16 **circuit court, jury board,** or **the** sheriff shall summon jurors for
17 ~~court attendance at such the~~ times and in ~~such the~~ manner as
18 directed by the chief judge or by the judge to whom the action in
19 which jurors are being called for service is assigned. For a
20 juror's first required court appearance, service ~~shall~~ **must** be **made**
21 by a written notice addressed to the juror at the juror's place of
22 residence as shown by the records of the ~~board, which~~ **court. The**
23 **notice for a juror's first required court appearance** may be by
24 ordinary mail or by personal service. For subsequent service,
25 notice may be in any manner directed by the judge. The **person or**
26 officer giving notice to jurors shall keep a record of the service
27 of the notice and ~~shall~~ make a return if directed by the court. The
28 return ~~shall be~~ **is** presumptive evidence of the fact of service. **The**
29 **circuit court administrator or the clerk of the circuit court**

1 shall, not later than 14 days after the return, notify a juror in
 2 writing by ordinary mail or electronic communication if the juror
 3 is excused.

4 Sec. 1334. (1) The chief judge may excuse any juror or jurors
 5 from attendance without pay for any portion of the term. The chief
 6 judge shall excuse jurors from attendance on days when it is not
 7 expected that ~~they~~ **the jurors** will be required. ~~The~~ **If a juror has**
 8 **not been called for voir dire examination in an action, the** chief
 9 judge may postpone the **juror's** service ~~of a juror~~ to a later term
 10 of court ~~if the juror has not been called for voir dire examination~~
 11 ~~in any action.~~ **or up to 1 year, whichever is less.**

12 (2) The judge presiding at the trial of an action may excuse
 13 jurors from attendance at that trial for cause.

14 Sec. 1343. The term of service of petit jurors ~~shall be~~ **is**
 15 determined by local court rule but ~~shall~~ **must** not exceed the term
 16 of court, unless at the end of this period a juror is serving in
 17 connection with an unfinished case, in which event the juror shall
 18 continue to serve, in that case only, until the case in which ~~he or~~
 19 ~~she~~ **the juror** is serving is finished. Once commenced, the term of
 20 service shall be continuous except as provided in sections 1334 to
 21 1336. **This section does not apply to a court that adopts a 1 day, 1**
 22 **trial jury system as that term is defined in section 1371.**

23 Sec. 1344. (1) ~~A~~ **Except as provided under subsection (6), a**
 24 juror must be reimbursed for ~~his or her~~ **the juror's** traveling
 25 expenses ~~at a~~ **as follows:**

26 (a) **At the Internal Revenue Service standard mileage rate** ~~7~~
 27 ~~determined by the county board of commissioners, that is not less~~
 28 ~~than 10 cents per mile or, beginning April 1, 2018, not less than~~
 29 ~~20 cents per mile~~ for traveling from the juror's residence to the

1 place of holding court and returning for each day or 1/2 day of
2 actual attendance at sessions of the court.

3 **(b) For all required costs to park a vehicle for each day of**
4 **attendance at sessions of the court.**

5 (2) ~~A-Except as provided under subsection (6), in addition to~~
6 ~~reimbursement under subsection (1) and subject to subsection (5), a~~
7 ~~juror also must be compensated at a rate , determined by the county~~
8 ~~board of commissioners, as follows:~~

9 ~~(a) Except as provided in subdivision (b), a rate determined~~
10 ~~as follows:~~

11 ~~(i) For the first day or 1/2 day of actual attendance at the~~
12 ~~court, not less than \$25.00 per day and \$12.50 per 1/2 day.~~

13 ~~(ii) For each subsequent day or 1/2 day of actual attendance at~~
14 ~~the court, not less than \$40.00 per day and \$20.00 per 1/2 day.~~

15 ~~(b) Beginning April 1, 2018, and every subsequent fiscal year,~~
16 ~~if, as of the end of the 2 most recent fiscal years, the state~~
17 ~~court administrator, at the direction of the supreme court and upon~~
18 ~~confirmation by the state treasurer, determines that sufficient~~
19 ~~funds are available in the juror compensation reimbursement fund~~
20 ~~created in section 151d, a rate determined as follows:~~

21 ~~(i) For the first day or 1/2 day of actual attendance at the~~
22 ~~court, not less than \$30.00 per day and \$15.00 per 1/2 day.~~

23 ~~(ii) For each subsequent day or 1/2 day of actual attendance at~~
24 ~~the court, not less than \$45.00 per day and \$22.50 per 1/2~~

25 ~~day-consistent with the state minimum wage per hour for each 1/2~~
26 ~~day or full day of required actual attendance in court.~~

27 (3) If an action is removed from the circuit court to a lower
28 court, the jury fee must be paid to the circuit court whether paid
29 before or after removal of the action to the lower court, and the

1 circuit court is responsible for payment of the compensation to the
2 juror involved.

3 (4) A clerk or deputy clerk of the court who fraudulently
4 issues a certificate of attendance of a juror on which the juror
5 receives pay, except as allowed by law, is guilty of a misdemeanor
6 punishable by imprisonment for not more than 6 months, ~~or~~ a fine of
7 not more than \$500.00, or both.

8 (5) **Every 5 years beginning January 1, 2025, the state**
9 **treasurer shall adjust the state minimum wage in effect by an**
10 **amount determined by the state treasurer at the end of the**
11 **preceding calendar year to reflect the percentage change in the**
12 **Consumer Price Index for the most recent 5-year period for which**
13 **data is available. The state court administrative office shall post**
14 **the adjusted state minimum wage on its website by January 1 of the**
15 **year it is calculated, and the adjusted rate is effective beginning**
16 **October 1 of that year.**

17 (6) Upon request, a juror may waive reimbursement and
18 compensation under this section.

19 (7) ~~(5) As used in this section: , "sufficient funds" means an~~
20 ~~amount exceeding \$2,000,000.00 in the juror compensation~~
21 ~~reimbursement fund created in section 151d.~~

22 (a) "1/2 day" means 4 hours.

23 (b) "Consumer Price Index" means the most comprehensive index
24 of consumer prices available for this state from the Bureau of
25 Labor Statistics of the United States Department of Labor.

26 (c) "Full day" means 8 hours.

27 (d) "State minimum wage" means the minimum hourly wage rate
28 determined under the workforce opportunity wage act, 2014 PA 138,
29 MCL 408.411 to 408.424.

1 Sec. 1345. ~~A board member~~ **The clerk of the court of record**
2 shall report to the prosecuting attorney and the chief circuit
3 judge the name of ~~any person~~ **an individual** who in any manner seeks
4 by request, hint, or suggestion to influence the ~~board or its~~
5 ~~members in the~~ selection of ~~any~~ **a** juror.

6 Sec. 1346. The ~~following acts are punishable by the circuit~~
7 court **may punish any of the following acts** as ~~contempts~~ **contempt** of
8 court:

9 (a) Failing to answer ~~the~~ **a** questionnaire provided for in
10 section ~~1313.1307~~.

11 (b) Failing to appear before the ~~board or a member of the~~
12 ~~board, without being excused at the time and place notified to~~
13 ~~appear~~. **circuit court that sent the juror qualifications**
14 **questionnaire.**

15 (c) Refusing to take an oath or affirmation.

16 (d) Refusing to answer questions pertaining to ~~his or her~~ **the**
17 **individual's** qualifications as a juror ~~, when asked by a member of~~
18 ~~the board~~. **circuit court.**

19 (e) Failing to attend court, without being excused, at the
20 time specified in the notice, or from day to day, when summoned as
21 a juror.

22 (f) Giving a false certificate, making a false representation,
23 or refusing to give information that he or she can give affecting
24 the liability or qualification of ~~a person~~ **an individual** other than
25 himself or herself to serve as a juror.

26 (g) Offering, promising, paying, or giving money or anything
27 of value to, or taking money or anything of value from, a person,
28 firm, or corporation for the purpose of enabling himself or herself
29 or another ~~person~~ **individual** to evade service or to be wrongfully

1 discharged, exempted, or excused from service as a juror.

2 (h) Tampering unlawfully in any manner with a jury list or the
3 jury selection process.

4 (i) Willfully doing or ~~omitting~~-**failing** to do an act with the
5 design to subvert the purpose of this act.

6 (j) Willfully omitting ~~to put on~~-**from** the jury list the name
7 of ~~a person~~-**an individual** qualified and liable for jury duty.

8 (k) Willfully ~~omitting~~-**failing** to prepare or file a list or
9 slip.

10 (l) Doing or ~~omitting~~-**failing** to do an act with the design to
11 prevent the name of ~~a person~~-**an individual** qualified and liable to
12 serve as a juror from being placed on a jury list or from being
13 selected for service as a juror.

14 (m) Willfully placing the name of ~~a person upon~~-**an individual**
15 **on** a list who is not qualified as a juror.

16 Sec. 1371. As used in ~~sections 1371 to 1376,~~ "~~one~~-**section**
17 **1372,** "**1** day, ~~one~~-**1** trial **jury** system" means a system of selection
18 of jurors ~~which~~-**that** incorporates ~~either~~-**all** of the following:

19 ~~(a) A system of jury selection whereby:~~

20 (a) ~~(i)~~-Jury service is completed when the first trial to which
21 the juror is sworn is concluded regardless of the length of the
22 trial or the manner in which the case is disposed.

23 (b) ~~(ii)~~-A juror who is challenged ~~shall be~~-**is** returned to the
24 jury pool and ~~shall be~~-subject to voir dire examination in other
25 cases for the remainder of that day.

26 (c) ~~(iii)~~-A juror who remains unseated and unchallenged at voir
27 dire examination ~~shall be~~-**is** excused at the end of that day. A
28 juror may be held over for another day for continuation of voir
29 dire examination at the discretion of the trial judge.

1 ~~(b) A system of jury selection established pursuant to section~~
2 ~~1301b.~~

3 Sec. 1372. ~~(1) Sections 1371 to 1376 apply only to those~~
4 ~~districts of the district court, circuits of the circuit court, and~~
5 ~~county or probate court districts of the probate court that adopt~~
6 ~~the 1 day, 1 trial jury system.~~

7 ~~(2) Any court in this state may adopt a 1 day, 1 trial jury~~
8 ~~system.~~

9 Enacting section 1. Sections 1301, 1301b, 1302, 1303, 1303a,
10 1304, 1305, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316,
11 1317, 1318, 1319, 1320, 1321, 1322, 1323, 1324, 1327, 1328, 1330,
12 1331, 1338, 1339, 1341, 1342, 1353, 1375, and 1376 of the revised
13 judicature act of 1961, 1961 PA 236, MCL 600.1301, 600.1301b,
14 600.1302, 600.1303, 600.1303a, 600.1304, 600.1305, 600.1308,
15 600.1309, 600.1310, 600.1311, 600.1312, 600.1313, 600.1314,
16 600.1315, 600.1316, 600.1317, 600.1318, 600.1319, 600.1320,
17 600.1321, 600.1322, 600.1323, 600.1324, 600.1327, 600.1328,
18 600.1330, 600.1331, 600.1338, 600.1339, 600.1341, 600.1342,
19 600.1353, 600.1375, and 600.1376, are repealed.

20 Enacting section 2. 1929 PA 288, MCL 730.251 to 730.271, is
21 repealed.

22 Enacting section 3. 1951 PA 179, MCL 730.401 to 730.419, is
23 repealed.

24 Enacting section 4. This amendatory act takes effect 1 year
25 after the date it is enacted into law.